Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN: 917-09642-0277-461		Date: 07/02/17	Time: 1705 hrs.
Location: [redacted] East 3rd Street		City or Station: Los Angeles	
Bureau/Station/Facility: Parks Bureau		Admin. Investigation: (•) YES ( ) NO	
Type of Force: Taser			
Incident Category: ( ) 1 ( ) 2 (•) 3		Deputy Injury: ( ) YES (•) NO	Suspect Injury (•) YES ( ) NO
☐ Call	☒ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: (•) YES ( ) NO	Person Notified: Lt. Grall	Emp: [redacted]	IAB Roll Out (•) YES ( ) NO

Involved Employee

E 1

Employee #: [redacted]	Last Name: Moreno		First Name: Shawn		Middle I.: R	Rank: B-1
Sex: (•) M ( ) F	Race: H	Height: 5-07	Weight: 175	Age: [redacted]	Shift: ( ) EM ( ) Day (•) PM	( ) Regular Shift (•) OT Shift ( ) Off Duty
Unit of Assignment: Parks Bureau			Work Assignment (Unit #, Module, etc.): 833E2			
Individual Force Used: Taser			( ) Directed (•) Rescue ( ) Medical Assist		Individual Category: ( ) 1 ( ) 2 (•) 3	
☐ Injured ☐ Treated ☐ Admitted	Facility:				Coroner Case #	

E /

Employee #:	Last Name:		First Name:		Middle I.:	Rank:
Sex: ( ) M ( ) F	Race:	Height:	Weight:	Age:	Shift: ( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment:			Work Assignment (Unit #, Module, etc.):			
Individual Force Used:			( ) Directed ( ) Rescue ( ) Medical Assist		Individual Category: ( ) 1 ( ) 2 ( ) 3	
☐ Injured ☐ Treated ☐ Admitted	Facility:				Coroner Case #	

E /

Employee #:	Last Name:		First Name:		Middle I.:	Rank:
Sex: ( ) M ( ) F	Race:	Height:	Weight:	Age:	Shift: ( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment:			Work Assignment (Unit #, Module, etc.):			
Individual Force Used:			( ) Directed ( ) Rescue ( ) Medical Assist		Individual Category: ( ) 1 ( ) 2 ( ) 3	
☐ Injured ☐ Treated ☐ Admitted	Facility:				Coroner Case #	

On Duty Supervisor

☐ Additional Involved Employees

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	[redacted]	[redacted]		Sgt.	YES ( ) NO (•)	YES ( ) NO (•)

Supervisor Completing Investigation

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Camacho	Omar		Sgt.	YES ( ) NO (•)	YES ( ) NO (•)

Watch Commander / Supervising Lieutenant

Emp. #	Last Name	First Name	Middle I.	Rank
[redacted]	Powers	James	C	Lt.

Watch Commander / Supervising Lieutenant's **Signature:** ________ Date: 3-1-18 Copy Provided to Employee by: ________ Emp #: ________

Unit Commander **(Print Name)** ________ Unit Commander's **Signature:** ________ Emp #: ________ Date: ________

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Su[illegible]ervisor's Report on Use of F[illegible]ce
SUSPECT INFORMATION

9 1 7 - 0 9 6 4 2 - 0 2 7 7 - 4 6 1

Suspect Information

S 1

Last Name	First Name	Middle Name	Armed? Select
Mendez	Gilbert	Sergio	Not Armed

AKA Last Name: Mendez | First Name: Sergio | Middle Name:

Sex: (●) Male ( ) Female | Race: H | Age: 26 | Height: 5-07 | Weight: 150 | D.O.B: 11-27-91 | Phone #1: ( ) H ( ) W ( ) C none | Phone #2: ( ) H ( ) W ( ) C

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: N.I.C. | Primary Charge Code: 5150 WIC | Secondary Charge Code: | ☒ Criminal History

Treated on Scene? (●) YES ( ) NO Name: LA County Fire Dept. Unit: Engine 3 Phone #: 323-268-5884

Hospital Admission? ☐ Rec'd Treatment At: LA County USC Med. Coroner Case #: Mental History ☒ User's guide provides direction on this entry

By: Dr. Saade Address: 2051 Marengo St., Los Angeles 90033 Phone #: 323-409-1000

Under Influence: ( ) YES (●) NO Substance: None | 5150 a factor in force? (●) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: 07/02/17 | Time: 1715 | ☐ Audiotape: ☒ Videotape: ☒ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S /

Last Name	First Name	Middle Name	Armed? Select

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ( ) YES ( ) NO Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S /

Last Name	First Name	Middle Name	Armed? Select

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ( ) YES ( ) NO Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION - Continuation

9 1 7 - 0 9 6 4 2 - 0 2 7 7 - 4 6 1

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Muniz	Eduardo	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
ELA	25A	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Valle	Luis	A

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
ELA	25A	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		○ EM ○ Day ○ PM	○ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Supervisor's Report on Use of Force

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Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Mendez	S#1	Moreno	E#1	UC	N/A	N/A
Mendez	S#1	Moreno	E#1	RS	N/A	N/A
Mendez	S#1	Moreno	E#1	HR	N/A	N/A
Moreno	E#1	Mendez	S#1	TR	FR	FA

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**Category 3 Use of Force (Fractured Orbital)**
IAB FILE NUMBER:	**FO 2430578**
URN NUMBER:	**017-09642-0277-461**
DIVISION / UNIT:	**Countywide Services / Parks Bureau**
DATE / TIME:	**Sunday, July 2, 2017, 1707 hours**
LOCATION:	[redacted] **East 1st Street, Los Angeles**
SUSPECT:	**Gilbert Sergio Mendez, MH/26, DOB: 11/27/91**
INVOLVED PERSONNEL:	**Deputy Shawn Moreno, #**[redacted]**, Unit 833E2 / PM**

SYNPOSIS:

On July 2, 2017, an Internal Affairs Bureau (IAB) Force and Shooting Rollout Team comprised of Lieutenant David Grall and Sergeants Jeffrey Hamil and Trent Dennison responded to the above location regarding a Category 3 use of force. Deputy Shawn Moreno, assigned to Communications and Fleet Management Bureau, used force against Suspect Gilbert Mendez. The incident was documented under URN #017-09642-0277-461. Refer to **[Exhibit A]**. Deputy Moreno deployed a Taser on the suspect, causing the suspect to fall on the ground and hit his head. The suspect sustained a fractured right orbital and small fractures to his right cheek area due to the fall. On September 20, 2017, the investigation was reassigned to Sergeant Omar Camacho.

> IAB Note: **Suspect Gabriel Mendez is listed as patient on the incident report and supplemental reports, due to being placed on a 72 hour mental evaluation hold. Suspect Mendez is listed as a suspect throughout this summary.**

Suspect Mendez and was transported to Los Angeles County USC Medical Center (LCMC) for a 72 hour mental evaluation. Lieutenant Duran attempted to interview Suspect Mendez on July 2, 2016, at LCMC. Suspect Mendez was sedated and unable

to interview. Lieutenant Duran did, however, video record Suspect Mendez' injuries **[Exhibit B]**.

CASE SUMMARY:

On July 2, 2017, Deputy Moreno was assigned as Unit 833E2 on PM shift while working Parks Bureau / East. At approximately 1700 hours, he was driving westbound on 1st Street from Dickerson Street in the city of Los Angeles, when he was flagged down by an unidentified female citizen. She stated a male was running into traffic and bothering kids at the corner of 1st Street / Dickerson Street. The informant pointed to a male, later identified as Suspect Mendez, who was standing on the north side of 1st Street.

Deputy Moreno turned his car around and drove toward [redacted] East 1st Street where Suspect Mendez was standing. Suspect Mendez was hitting a block wall with his fists and yelling at passing cars. Deputy Moreno parked his patrol vehicle approximately 30 feet from Suspect Mendez and told him to sit on the curb. Suspect Mendez was sweating, swaying back and forth, talking to himself, had a confused look, and looking past Deputy Moreno in a gaze. Deputy Moreno believed Suspect Mendez appeared to be under the influence of narcotics and/or mentally ill.

Suspect Mendez refused to comply with the commands given. He began walking eastbound on the north sidewalk of 1st Street away from Deputy Moreno. As Deputy Moreno walked a couple of feet toward Suspect Mendez, the suspect yelled something at Deputy Moreno and ran southbound across 1st Street toward Dickerson Street. Numerous vehicles had to stop to avoid a collision with Suspect Mendez as he ran across the street. Suspect Mendez grabbed a door handle of a dark sedan and tried to open the door as the sedan travelled in the eastbound lanes of 1st Street at Dickerson Street.

Suspect Mendez continued to run southbound on Dickerson Street toward 2nd Street. Deputy Moreno requested, via his Sheriff's Department radio, to have East Los Angeles Station patrol units respond to his location. He advised the responding units of Suspect Mendez' description and got back into his patrol vehicle to follow Suspect Mendez until responding units arrived. Suspect Mendez then ran eastbound onto 2nd Street from Dickerson Street. He continued southbound onto Bonnie Beach Place from 2nd Street. Deputy Moreno saw Suspect Mendez run into the driveway at [redacted] through an open driveway gate. Suspect Mendez then ran toward the open front door of the residence and out of sight. The [redacted] ([redacted], MH/[redacted]) flagged down Deputy Moreno and pointed toward the front door of his residence. Deputy Moreno believed Suspect Mendez entered the homeowner's residence without permission and believed there may be other occupants inside.

Deputy Moreno exited his patrol vehicle and approached the driveway. As he approached, Suspect Mendez ran out of the driveway and southbound Bonnie Beach

Place on the east sidewalk. Deputy Moreno updated East Los Angeles Station patrol units via the radio that Suspect Mendez attempted to get into a residence, and the suspect was now running onto the freeway.

Suspect Mendez jumped a chain link fence across from [redacted] and ran onto the 60 Freeway on/off ramps to Downey Road. Deputy Moreno heard cars on the freeway skidding to avoid striking Suspect Mendez. Suspect Mendez then ran toward 3rd Street and the Downey Road off ramp. Visual contact of Suspect Mendez was briefly lost, while Deputy Moreno drove his patrol vehicle southbound Bonnie Beach Place.

Deputy Moreno drove his patrol vehicle to 3rd Street and the off ramp across from [redacted]. He saw Suspect Mendez crouched behind a guardrail and wrong way sign, just north of the 3rd Street off ramp. East Los Angeles Station (Unit 25A) Deputies Eduardo Muniz (#[redacted]) and Luis Valle (#[redacted]) arrived at the location.

Deputy Moreno drove his patrol vehicle and blocked the freeway on/off ramp to prevent Suspect Mendez from running into traffic again. Deputies Muniz and Valle parked their patrol vehicle on 3rd Street. They approached Suspect Mendez who ran westbound across the on/off ramp, then southbound toward 3rd Street. Deputy Moreno ordered Suspect Mendez numerous times to stop, but he refused to comply. Suspect Mendez yelled obscenities at the deputies while running and told them to get away.

Deputy Moreno ordered Suspect Mendez to stop or he would get tased. Suspect Mendez did not comply with the orders given. Deputy Moreno saw there were more cars approaching the area. Suspect Mendez ran toward 3rd Street and toward the direction of the Gold Line railroad tracks. Based on Suspect Mendez' continued actions, Deputy Moreno believed Suspect Mendez would be seriously injured by a moving vehicle or train. Deputy Moreno formed the opinion Suspect Mendez was a high risk threat to himself and others. Deputy Moreno deployed and shot his Taser approximately eight to ten feet away from Suspect Mendez, striking him in the back area. Suspect Mendez fell forward, face first, onto the pavement. The Taser cycled for approximately 5 seconds.

IAB Note: During a video recorded narration of Suspect Mendez' route of travel, Sergeant [redacted] showed an area on the railroad tracks where the suspect fell after being tased. The video footage depicts a steel railroad track with blood marks [Exhibit B].

Upon the Taser cycling off, Suspect Mendez rolled onto his back and tried to kick Deputy Moreno's legs with his right foot. Suspect Mendez pulled his right foot back toward his body and extended it with force, toward Deputy Moreno's legs. Deputy Moreno used his right foot to block Suspect Mendez' kick. Suspect Mendez then used his arms and tried to push himself up and off of the ground.

Deputy Moreno cycled the Taser a second time and ordered Suspect Mendez to roll onto his stomach. The second Taser cycle had an immediate effect on Suspect Mendez, as he complied and placed his hands behind his back. Deputy Valle handcuffed Suspect Mendez without further incident. Parks Bureau Field Sergeant (Unit 833S2) [redacted] (#[redacted]) was notified of the incident and responded to the location.

East Los Angeles Station Deputies (Unit 22/PM) [redacted] (#[redacted]) and Oscar Escobedo (#[redacted]) arrived within minutes after the incident occurred. They did not participate in, or witness the use of force.

Suspect Mendez was escorted to a patrol car pending the arrival of the Los Angeles County Fire Department (LACFD). Suspect Mendez was treated on scene by LACFD Engine 3 under the supervision of Captain Palma. At the direction of Sergeant [redacted], Deputies [redacted] and Escobedo assisted with the transport of Suspect Mendez. Suspect Mendez was then transported to LCMC by CARE ambulance 1210 where he was medically treated by Doctors Saade and Crow. Suspect Mendez was placed on a 72-hour detention for mental evaluation.

Deputies Muniz, Valle, and Escobedo prepared written reports describing their observations and actions, which were consistent with their initial verbal report to Sergeant [redacted]. Deputy Moreno also adhered to the use of force reporting procedures and prepared a report describing his observations and actions.

INVOLVED PERSONNEL/WORK HISTORY:

Moreno, Shawn, Deputy, #[redacted]
Communications and Fleet Management Bureau

Date of Employment:	06/26/1996
Date assigned to unit:	05/01/2016
Date Completed Patrol Training:	[redacted]
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incident(s):	[redacted]

NON-EMPLOYEE WITNESSES:

None

SUSPECT INFORMATION:

Mendez, Gilbert MH/26, DOB 11/27/91, 507, 150 LBS., Not In Custody
****CII #[redacted], MAIN #[redacted], FBI #[redacted]****

A check of the Consolidated Criminal History Reporting System/Criminal Information Index (CCHRS/CII) revealed Suspect Gilbert Mendez [redacted]. He [redacted]. For further, refer to a copy of Suspect Mendez' CCHRS/CII printouts, presented in the **Miscellaneous Documents** section of this case book.

INJURIES:

Suspect Mendez sustained a fractured right orbital and small fractures to his right cheek area. Doctor Saade said the cut above Suspect Mendez' right eye was consistent with him landing on the ground face first. See Sergeant [redacted] Supplemental report for doctor's statements **[Exhibit A].**

> **IAB Note: A medical waiver was not signed by Suspect Mendez; and he was not taken into custody, therefore, no medical records were obtained or available for IAB investigators.**

Suspect Gilbert Mendez was treated for his injuries by Dr. Saade and Dr. Crow of LCMC. Refer to application for 72 hour hold in **[Exhibit A]**. The East Los Angeles Station Watch Commander at the time of incident, Lieutenant Duran, responded to LCMC. Lieutenant Duran took video of Suspect Mendez' injuries, attached hereto as **[Exhibit B].** Suspect Mendez was unable to be interviewed by Lieutenant Duran due to being sedated.

During a review of video taken from the date of incident, IAB Sergeant Camacho extracted still images of the video, depicting Suspect Mendez, attached hereto as **[Exhibit B].**

PHYSICAL EVIDENCE:

No physical evidence was collected from the scene; however, photographs of the scene and injuries sustained to the suspect were taken.

INVESTIGATORS' OBSERVATIONS:

The scene was described and video recorded by Sergeant [redacted]. Sergeant [redacted] showed the major street and railroad tracks where the incident occurred. This location is directly in front of the 60 Freeway on ramp and off ramp. Sergeant [redacted] was facing north on 3rd Street and the railroad tracks, just east of Herbert Ave. The video footage shows the residential area at a distance, where Suspect Mendez jumped fences to gain access onto the 60 Freeway. Sergeant [redacted] noted a specific area on the tracks where Suspect Mendez was tased **[Exhibit B]**.

WEAPONS USED BY DEPUTY PERSONNEL:

Deputy Moreno employed an X26 Taser. IAB investigators were able to obtain and review the Taser data information, attached hereto as **[Exhibit C].**

WEAPONS USED BY THE SUSPECT:

None.

PROPERTY DAMAGE:

None.

CRIMINAL INVESTIGATION CHARGES:

Non-Criminal. The suspect was placed on a 72 hour hold per 5150 WIC for mental evaluation.

LIGHTING AND WEATHER CONDITIONS:

Daylight, dry and warm temperatures.

EMPLOYEE STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions. IAB investigators reviewed all reports authored by the involved deputies and witness personnel.

INVOLVED EMPLOYEE DEPUTY SHAWN MORENO

Deputy Shawn Moreno was interviewed on December 20, 2017, at approximately 1430 hours by IAB Sergeants Omar Camacho and Jaime Alvarez at the IAB office. Deputy Moreno was accompanied by representative, Attorney Amy Johnson from Rains Lucia Stern law firm. Following is a summary of the interview:

Deputy Moreno was patrolling the area of 1st Street and Dickerson Avenue in Los Angeles when he was flagged down by a female motorist in a dark sport utility vehicle. The female driver made Deputy Moreno aware of Suspect Mendez' location. Deputy Moreno stated in his report **[Exhibit A, p. 3]** that a citizen informant, also pointed at the male, later identified as Suspect Mendez. When Deputy Moreno drove up to make contact, he observed Suspect Mendez displayed symptoms of being under the influence, or being mentally ill. Suspect Mendez was approximately 30 feet from Deputy Moreno when he gave Suspect Mendez verbal commands to sit on the curb.

Suspect Mendez yelled obscenities and started walking away from Deputy Moreno, eastbound on 1st Street. Suspect Mendez continued eastbound 1st Street, then ran away from Deputy Moreno. Deputy Moreno requested East Los Angeles Station units to respond via radio **[Exhibit D]** to his location regarding a subject running who was mentally ill or under the influence of a controlled substance. The radio transmission Deputy Moreno provided to responding units for the backup request gave a description and location of the suspect who was running.

Deputy Moreno said the area where Suspect Mendez ran was one of the busier streets for East Los Angeles and there was moderate vehicle traffic at that time of day. Deputy Moreno got back into his patrol unit and drove southbound Dickerson Avenue where he last had visual of Suspect Mendez. A civilian, who was driving in the area, stopped and pointed eastbound on 2nd Street. Deputy Moreno diverted and began driving eastbound 2nd Street.

IAB Note: Deputy Moreno referred to Suspect Mendez as "subject" throughout the interview.

Suspect Mendez reappeared on the street running toward Bonnie Beach Place. Deputy Moreno saw Suspect Mendez run into a residence driveway where Deputy Moreno lost sight of the suspect. Deputy Moreno stated shortly after, a male Hispanic started waving him down and yelling at him to get his attention, pointing to the front of his house. The resident pointed to the front door of the residence. Deputy Moreno believed the suspect was trying to get in the residence. The suspect was on the front porch of the residence and began running once he saw Deputy Moreno. The suspect ran southbound Bonnie Beach Place and jumped a chain link fence that separates the 60 Freeway from the street. The suspect ran onto the freeway, and Deputy Moreno lost sight of him. Deputy Moreno could hear numerous cars screeching and skidding and assumed the vehicles were attempting to avoid hitting the suspect.

An East Los Angeles Station patrol unit arrived on scene, and Deputy Moreno advised them of his observations and last seen direction of the suspect on the 60 Freeway. The East Los Angeles Station two person unit and Deputy Moreno drove southbound which leads out to 3rd Street and proceeded eastbound on 3rd Street toward the area where Deputy Moreno last saw the suspect. Deputy Moreno then saw the suspect attempting to hide behind a traffic sign. Deputy Moreno pulled his patrol vehicle into the on ramp portion of Downey Avenue to block vehicles from entering. The suspect got up from his position, jumped guardrails which divided the on ramp and off ramp, and went southbound onto 3rd Street.

Deputy Moreno observed numerous cars approaching and the Gold Line railroad tracks. Due to Deputy Moreno's observations up to this point, coupled with the suspect's high risk actions, the suspect was given verbal orders to stop.

Suspect Mendez ran and jumped over the guardrails dividing the on-ramp / off-ramp of the freeway as he proceeded westbound. Suspect Mendez then turned and went southbound onto 3rd Street where numerous vehicles were approaching.

Deputy Moreno stated in his report **[Exhibit A, p.4],** he believed Suspect Mendez to be assaultive/high risk based on his actions.

Suspect Mendez was given numerous commands to stop or he would get tased. The suspect did not comply. Deputy Moreno deployed his Taser from approximately eight to ten feet away and struck the suspect with the Taser darts in the back. The Taser had an immediate effect on the suspect, as it caused his body to lock up. The suspect fell onto his chest and head area. Once on the ground, the suspect turned onto his back and attempted to kick Deputy Moreno. Deputy Moreno blocked the kick and gave the suspect another five second cycle with the Taser. After the second Taser cycle, the suspect complied with orders given to roll onto his stomach and place his hands behind his back. The suspect was handcuffed without resistance or further incident.

WITNESS DEPUTY EDUARDO MUNIZ

Deputy Eduardo Muniz was interviewed on December 6, 2017, at approximately 1537 hours, by IAB Sergeants Omar Camacho and Jaime Alvarez at East Los Angeles Station. Following is a summary of the interview:

Deputy Muniz stated he was working on July 02, 2017, as a two man patrol unit at East Los Angeles Station, when a backup request was transmitted via the radio. He was working with Deputy Valle as his partner. They responded toward the area of 3rd Street and Herbert Avenue and arrived at the 60 Freeway off ramp. They saw Suspect Mendez appeared to be hiding behind one of the exit signs. Deputy Muniz recalled Suspect Mendez' actions as those of a person under the influence of some type of substance. He observed Suspect Mendez run southbound from the 60 Freeway on ramp and onto 3rd Street, while east and west vehicle traffic continued to pass. Deputy Muniz said he was approximately 15-20 feet away when Deputy Moreno tased Suspect Mendez. He saw Suspect Mendez' body tense up and his body fall face forward onto the street. Deputy Muniz started coordinating other units arriving to block traffic, as his partner Deputy Valle handcuffed Suspect Mendez. Deputy Muniz saw Suspect Mendez was bleeding profusely from the facial area and stated this was an injury he had not seen prior to Suspect Mendez being tased. Deputy Muniz informed Sergeant [redacted] of his involvement and use of force witnessed. Deputy Muniz documented his actions in a supplemental report **[Exhibit A]**.

WITNESS DEPUTY LUIS VALLE

Deputy Luis Valle was interviewed on December 6, 2017, at approximately 1605 hours, by IAB Sergeants Omar Camacho and Jaime Alvarez at East Los Angeles Station. Following is a summary of the interview:

Deputy Valle and his partner, Deputy Muniz, responded to radio traffic of a backup request from Deputy Moreno of Parks Bureau regarding an individual running in and out of traffic on 1st Street near Dickerson Street. The information transmitted was that the suspect had hopped the fence onto the freeway off ramp of the 60 Freeway. He stated they were in the area and arrived at the off ramp of the 60 Freeway and 3rd Street / Downey Road. Deputy Valle saw the suspect running from the off ramp into traffic where the train tracks pass. The suspect then ran southbound on 3rd Street into oncoming traffic. Deputy Moreno gave Suspect Mendez numerous commands, ordering him to stop, but Suspect Mendez did not comply. Deputy Valle said he saw Deputy Moreno employ the Taser on Suspect Mendez, and believed it was to prevent him from getting hit by a vehicle. Deputy Valle saw Suspect Mendez get tased in the back and fall forward. Deputy Valle assisted Deputy Moreno by handcuffing Suspect Mendez. The handcuffing was not resisted and no other force was used. Deputy Valle advised Sergeant [redacted] of his involvement. Deputy Valle documented his actions in a supplemental report **[Exhibit A]**.

WITNESS DEPUTY [redacted]

Deputy [redacted] was interviewed on December 6, 2017, at approximately 1359 hours, by IAB Sergeants Omar Camacho and Jaime Alvarez at the IAB office. Following is a summary of the interview:

Deputy [redacted] and his partner, Deputy Escobedo, responded to a backup request regarding an insane person jumping through residential yards near Bonnie Beach Place and 1st Street. Deputy Moreno then updated his location with Suspect Mendez and stated they were at the train tracks on 3rd Street. Deputies [redacted] and Escobedo arrived at the location and saw Suspect Mendez laying on the ground. Deputy [redacted] did not witness any use of force and believed the suspect was already handcuffed upon their arrival. Suspect Mendez was bleeding from the head area. At the direction of Sergeant [redacted], Deputy [redacted] and his partner transported Suspect Mendez to LCMC. Deputy Escobedo rode in the ambulance as Deputy [redacted] followed in a patrol vehicle. Deputy [redacted] and his partner stayed with Suspect Mendez until they were relieved by Deputy Moreno.

WITNESS DEPUTY OSCAR ESCOBEDO

Deputy Oscar Escobedo was interviewed on December 15, 2017, at approximately 1459 hours, by IAB Sergeants Omar Camacho and Jaime Alvarez at the IAB office. Following is a summary of the interview:

Deputies Escobedo and [redacted] were working on July 2, 2017, as a two man patrol unit at East Los Angeles Station on PM shift. They responded to an assistance call from a Parks Bureau deputy regarding a mentally unstable person attempting to break into a residence and running through the street. Upon their arrival, Suspect Mendez was lying face down on the ground and was already handcuffed. Deputy Escobedo saw the suspect's legs were not restrained so he placed his hands on Suspect Mendez' legs. Suspect Mendez was not resistive during the time Deputy Escobedo made physical contact. He did not witness any use of force, but was aware Suspect Mendez was tased, based on the visible Taser wires. Deputy Escobedo informed Sergeant [redacted] of his involvement. Deputy Escobedo saw an injury on Suspect Mendez' head, and believed it was a cut to the face. The suspect was transported to LCMC via ambulance. Deputy Escobedo boarded the ambulance with Suspect Mendez, while Deputy [redacted] followed in the patrol vehicle. Upon arrival, Suspect Mendez was treated by nursing staff. Deputies Escobedo and [redacted] were relieved by Parks Bureau deputy personnel. Deputy Escobedo documented his actions in a supplemental report **[Exhibit A].**

WITNESS LIEUTENANT [redacted]

Lieutenant [redacted] was interviewed on December 18, 2017, at approximately 1200 hours, by IAB Sergeant Omar Camacho at the Los Angeles County Sheriff's Department Paramount Substation. Following is a summary of the interview:

IAB Note: At the time of this use of force incident, Lieutenant [redacted] was a sergeant assigned to [redacted]. For the purposes of this summary, he will be referred to as Sergeant [redacted].

Sergeant [redacted] was working PM shift overtime at Parks Bureau. He was the field supervisor for the east county area parks. Sergeant [redacted] heard radio traffic regarding the incident and began responding toward that direction. Deputy personnel advised no further assistance needed (Code 4), but still requested a sergeant.

Upon arrival, Sergeant [redacted] began inquiring who was involved. Deputy Moreno made a verbal notification to Sergeant [redacted] regarding the use of force, and explained what had occurred. Sergeant [redacted] recalled the suspect bleeding from his right eyebrow and having redness around his eyes. He did not recall any other injuries on the suspect.

Suspect Mendez appeared confused and displayed the symptoms of being under the influence of narcotics. Suspect Mendez was not attentive and was rambling on while looking in all directions. Sergeant [redacted] said paramedics responded to the location to evaluate Suspect Mendez. The suspect was then transported to LCMC.

Sergeant [redacted] contacted the treating physician who stated the injuries to Suspect Mendez were consistent with the reported force. This conversation took place prior to x-

rays being taken. Later in the day, Sergeant [redacted] was re-contacted by the doctor and told of the broken bones around Suspect Mendez' eye. No medical records or paperwork were obtained that date.

Sergeant [redacted] used his video camera to document the area where Suspect Mendez ran and the area where he ended up falling and hitting his face. When asked if this incident was a call for service, he said it was not. Sergeant [redacted] stated the deputy was flagged down by a citizen and told the suspect was running erratically between cars, across traffic, and causing vehicles to slam on their brakes. Sergeant [redacted] documented his actions in a supplemental report **[Exhibit A].**

SUSPECT STATEMENTS:

SUSPECT: GILBERT SERGIO MENDEZ

On July 2, 2017, at approximately 2230 hours, IAB investigators, Sergeants Jeffrey Hamil and Trent Dennison responded to the hospital but were unable to interview the suspect due to the suspect being placed on a mental evaluation 72 hour hold. There was no medical waiver obtained.

> **IAB Note: Suspect Mendez was not in custody. Suspect Mendez did not speak to any investigator on scene.**

Suspect Mendez had an address of [redacted]. An attempt to contact Suspect Mendez at this address was unsuccessful. A door knock at the location resulted in no answer. A certified Los Angeles County Sheriff's Department Letter, which requested an interview and contained IAB investigator contact information, was sent to the residence but there has been no response. The letter was delivered and a signature obtained. IAB investigators attempted to contact Suspect Mendez at his latest address of [redacted]. A door knock at the location resulted in no answer.

NON-EMPLOYEE WITNESSES

Internal Affairs Bureau investigators did not locate any non-employee witnesses.

ADDITIONAL INFORMATION

On July 2, 2017, Sergeant [redacted] interviewed [redacted] MH/[redacted] at his residence of [redacted]. Although Mr. [redacted] was depicted in a video recorded interview regarding his observations, he did not see the use of force. Mr. [redacted] was aware of an incident involving law enforcement due to Suspect Mendez running through his property. Mr. [redacted] said Suspect Mendez appeared scared and yelled that he was special. Mr. [redacted] told Suspect Mendez to leave and Suspect Mendez left southbound toward 3rd Street.

No video surveillance footage was found the date of incident. Investigators later canvassed the area and were unable to find any video surveillance. The following addresses and surrounding areas on Deputy Moreno's report were checked for video footage:

[redacted]